



STATE OF WISCONSIN

Senate Journal

Ninety–Third Regular Session

10:00 A.M.

THURSDAY, May 22, 1997

The Senate met.

The Senate was called to order by Senator Fred Risser.

The Chair, with unanimous consent, asked that the proper entries be made in the journal.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 215

Relating to: voting on legislation that increases certain tax rates.

By Senators Welch, A. Lasee, Huelsman and Schultz; cosponsored by Representatives Sykora, Freese, Jensen, Ladwig, Porter, Musser, Albers, Grothman, Schafer, Ainsworth, Ziegelbauer, Goetsch, Jeskewitz, Walker, Owens, Lazich, Nass, Duff, Green, Olsen, Powers, Hahn, F. Lasee, Hoven, Gunderson, Kreibich, Huebsch and Lorge.

To committee on **Economic Development, Housing and Government Operations.**

Senate Bill 216

Relating to: school district professional employe compensation and fringe benefits.

By Senators Rude and Roessler; cosponsored by Representatives Ward, Huebsch, Olsen, Meyer, Turner, Musser and Kreibich, by request of School District of West Salem.

To committee on **Education.**

Senate Bill 217

Relating to: abating nuisances caused by solid waste resulting from manufacturing tires.

By Senators Moen and Clausing; cosponsored by Representatives Musser, Gronemus, Dobyms, Albers and Kedzie.

To committee on **Agriculture and Environmental Resources.**

PETITIONS AND COMMUNICATIONS

Senate Petition 6

A petition by 85 residents of the State of Wisconsin in support of continued state funding of Wisconsin Public Radio through the budgets of the University of Wisconsin – Extension and the Wisconsin Educational Communications Board.

By Senator Rude.

To joint committee on **Finance.**

State of Wisconsin Department of Administration

May 12, 1997

The Honorable, The Legislature:

This report is transmitted as required by sec. 20.002(11)(f) of the Wisconsin Statutes, (for distribution to the appropriate standing committees under sec. 13.172(3) Stats.), and confirms that the Department of Administration has found it necessary to exercise the “temporary reallocation of balances” authority provided by this section in order to meet payment responsibilities and cover resulting negative balances during the month of April, 1997.

On April 1, 1997 the **Wisconsin Health Education Loan Repayment Fund** balance was –\$2 thousand. this shortfall increased to –\$3 thousand on April 30, 1997. This shortfall was due to the timing of revenues.

On April 29, 1997 the **University Trust Fund-Principal** balance was –\$226 thousand. This shortfall continued until April 30, 1997 when the balance reached \$36 thousand. this shortfall was due to a delayed transfer to the fund.

The Wisconsin Health Education Loan Repayment and University Trust-Principal Fund shortfalls were not in excess of the \$400 million ceiling and did not exceed the balances of the Funds available for interfund borrowing.

The distribution of interest earnings to investment pool participants is based on the average daily balance in the pool and each fund’s share. Therefore, the monthly calculation by the State Controller’s Office will automatically reflect the use of these temporary reallocations of balance authority.

Sincerely,

MARK D. BUGHER

Secretary

Referred to joint committee on **Finance.**

State of Wisconsin Ethics Board

May 21, 1997

To the Honorable the Senate:

At the direction of s. 13.685(7), *Wisconsin Statutes*, I am furnishing you with the names of organizations recently registered with the Ethics Board that employ one or more individuals to affect state legislation or administrative rules, and notifying you of changes in the Ethics Board’s records of licensed lobbyists and their employers. For each recently registered organization I have included the organization’s description of the general area of legislative or administrative action that it attempts to influence and the name of each licensed lobbyist that the organization has authorized to act on its behalf.

Organizations recently registered:

Below are the names of organizations recently registered with the Ethics Board as employing one or more individuals to affect state legislation or administrative rules.

Beverly Health & Rehabilitation Services Inc.

Subject(s): Budget proposals affecting long term care providers.

Broydrick, William

McIntosh, Forbes

Families Action Assn.*

Subject(s): Family law, Statute 767.00 – 767.75.

Frey, Richard

Goodwill Industries of Southeastern Wisconsin Inc.

Subject(s): Goodwill Industries operates recycling programs. The nonprofit agency will work to improve recycling opportunities and against proposals that might hinder recycling. Goodwill also promotes the operation of successful social services and employment programs.

Strohl, Joseph

Sierra Club – John Muir Chapter

Subject(s): State budget – related to public health, environment, transportation, energy, agriculture and university research. Government reorganization. Dept. of Natural Resources – Land & forest management, water quality & quantity, wetlands, wildlife, mining, waste management, air, state stewardship fund, remedial response, alternative regulatory path. Dept. of Agriculture, Trade and Consumer Protection – pesticides, agriculture, food safety, animal management. Public Service Commission – electric generation, mergers, energy conservation. Dept. of Transportation – infrastructure planning and budgeting, ISTEA implementation. Dept. of Justice – Public intervenor and enforcement. Dept. of Commerce – PECFA and related, brownfields, economic development.

Terrell, Caryl

Organization’s authorization of additional lobbyists:

The following organizations previously registered with the Ethics Board have authorized to act on their behalf these additional licensed lobbyists:

Infiltrator Systems Inc.

Turenne, William

Philip Morris Incorporated

Wiswell, Sr., Jeffrey

Troopers Assn. Wisconsin State

Early, Jessica

*Each organization identified has filed a verified statement with the Ethics Board stating that it does not expect to spend more than \$500 in a calendar year for lobbying activities. The organization is not required to file a Statement of Lobbying Activities and Expenditures and the organization’s lobbyist is exempt from the licensing requirement [§13.621(5) *Wisconsin Statutes*].

Sincerely,

R. ROTH JUDD

Executive Director

EXECUTIVE COMMUNICATIONS

**State of Wisconsin
Office of the Governor**

May 14, 1997

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint MALICK, CHARLES W., of Hudson, as a member of the Minnesota–Wisconsin Boundary Area Commission, to serve for the term ending September 25, 2002.

Sincerely,

TOMMY G. THOMPSON

Governor

Read and referred to committee on **Agriculture and Environmental Resources.**

**State of Wisconsin
Office of the Governor**

May 14, 1997

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint SCHRAUFNAGEL, ALLEN E., of Portage, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2003.

Sincerely,

TOMMY G. THOMPSON

Governor

Read and referred to committee on **Education.**

**State of Wisconsin
Office of the Governor**

May 14, 1997

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint NICOLAISEN, JEANETTE, of Reedsburg, as a member of the Wisconsin Technical College System Board, to serve for the term ending May 1, 2003.

Sincerely,

TOMMY G. THOMPSON

Governor

Read and referred to committee on **Education.**

**REFERRALS AND RECEIPT OF
COMMITTEE REPORTS CONCERNING
PROPOSED ADMINISTRATIVE RULES**

Senate Clearinghouse Rule 97–025

Relating to amateur and professional boxing.

Submitted by Department of Regulation and Licensing.

Report received from Agency, May 20, 1997.

Referred to committee on **Economic Development, Housing and Government Operations**, May 22, 1997.

Senate Clearinghouse Rule 97–035

Relating to approving and licensing schools and programs, setting fees, advertising, setting bond levels, defining tuition refund policy and procedures, outlining complaint procedures, mandating records retention and all matters related to the oversight of approved postsecondary educational institutions.

Submitted by Educational Approval Board.

Report received from Agency, May 20, 1997.

Referred to committee on **Education**, May 22, 1997.

The committee on **Judiciary, Campaign Finance Reform and Consumer Affairs** reports and recommends:

Senate Clearinghouse Rule 97–031

Relating to the certification of private bar attorneys.

No action taken.

Senate Clearinghouse Rule 97-032

Relating to the assignment of trial division cases to the private bar.

No action taken.

Lynn Adelman
Chairperson

MESSAGES FROM THE ASSEMBLY

By Charles Sanders, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

Assembly Bill 152

Assembly Bill 265

Adopted and asks concurrence in:

Assembly Joint Resolution 9

Assembly Joint Resolution 49

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 152

Relating to: a grant to a minority nonprofit association and making appropriations.

By Representative Morris-Tatum.

Read first time and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Bill 265

Relating to: liability for worthless checks.

By Representatives Green, Murat, Hoven, Meyer, Klusman, La Fave and Schafer; cosponsored by Senators Shibilski, Plache, Huelsman, Welch and George, by request of Attorney General James E. Doyle, Wisconsin Merchants Federation, Midwest Hardware Association, Wisconsin Civil Recovery Council, Wisconsin Collector's Association, Wisconsin Independent Businesses, National Federation of Independent Business - Wisconsin, Wisconsin Restaurant Association, Wisconsin Association of Convenience Stores, Wisconsin Automobile and Truck Dealers Association, Petroleum Marketers Association of Wisconsin, Wisconsin Motorcycle Dealers Association, Wisconsin Retail Lumbermen's Association, Wisconsin Automotive Parts Association, Wisconsin Liquid Waste Carriers Association,

Midwest Equipment Dealers Association and Wisconsin Propane Gas Association.

Read first time and referred to committee on **Labor, Transportation and Financial Institutions**.

Assembly Joint Resolution 9

Relating to: the vote on bills that would increase certain tax rates (first consideration).

By Representatives Sykora, Ladwig, Duff, Ziegelbauer, Freese, Huebsch, Foti, Porter, Hahn, Ward, Albers, Owens, Musser, Grothman, Green, Walker, Lazich, Jensen, Kelso, Kreibich, Gunderson, F. Lasee, Schafer, Nass, Powers and Kedzie; cosponsored by Senators Welch and Zien.

Read and referred to committee on **Economic Development, Housing and Government Operations**.

Assembly Joint Resolution 49

Relating to: the life and public service of Lee E. Grugel.

By Representatives Kreibich, Kelso, Olsen, Plouff, Ainsworth, Albers, Baldwin, Brandemuehl, Dobyms, Freese, Goetsch, Hahn, Hasenohrl, Huber, Hutchison, Ladwig, Lazich, M. Lehman, Otte, Owens, Ryba, Schafer, Sykora, Vrakas, Wood, Ziegelbauer, Grothman, Springer, Hoven, Ott and Seratti; cosponsored by Senators C. Potter, Rude, Moen, Drzewiecki, Zien and Buettner.

Read and referred to committee on **Senate Organization**.

ADJOURNMENT

Senator Risser, with unanimous consent, asked that the Senate adjourn until Tuesday, May 27 at 10:00 A.M..

Adjourned.

10:01 A.M.

**LEGISLATIVE REFERENCE BUREAU
CORRECTIONS**

CORRECTIONS IN:

1997 SENATE BILL 211

Prepared by the Legislative Reference Bureau
(May 20, 1997)

1. Page 5, line 17: substitute "Consent" for "consent".
2. Page 7, line 1: substitute "sub." for "s. 301.45".
3. Page 7, line 12: after "(c)" insert "(intro)".
4. Page 7, line 14: substitute "applies" for "apply".
5. Page 9, line 5: substitute "(bm)" for "(bm)".